IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 4th day of October, 2005

Crl. Misc. Bail Application No. 949 of 2005

Order on the bail application of accused

Criminal Side

Parmesh S/o Harya
R/o Mirjapur
P.S. Khanpur
District Haridwar ……... Applicant

Versus

State of Uttaranchal ……..Opposite Party

Arising out of Crime No.36 of 2005
Under Sections: 394, 504, 506, 411 I.P.C.
Police Station: Khanpur
District: Haridwar.

Hon'ble Prafulla C. Pant, J.

Heard Shri Sanjeev Singh, Learned counsel for the applicant and learned A.G.A. for the State.

The applicant is in jail in connection with crime No. 36 of 2005 under Sections 394, 504, 506, 411 of I.P.C. P.S.- Khanpur, District Haridwar.

From the perusal of F.I.R. it is appears that it was against the applicant and three other unknown persons. But it is argued that there was enmity between the parties. Initially, the offence was registered under Section 324, 504, 506, 307 of I.P.C. It appears that during the investigation, it was converted into Sections 394, 504, 506, 411 of I.P.C. There is no mention of the factum relating to robbery or recovery in the F.I.R.

Considering the overall facts and circumstances of the case, without expressing any opinion on final merits of the case, this court feels that it is a fit case for bail. Let the applicant be released on bail on executing personal bond of Rs. 15,000/- and on furnishing of two surety bonds of like amount to the satisfaction of C.J.M., Haridwar.

Dt. 04.10.2005 **(Prafulla C. Pant, J.)**

Sweta